THE HON'BLE SRI JUSTICE C.V. NAGARJUNA REDDY

WRIT PETITION No. 34529 of 1997

Dated: 28.03.2007

Between:

M. Sukumar

… Petitioner

AND

The Divisional Engineer, Electrical Operation,
Rural North, Habsiguda, Hyderabad
& another.

… Respondents

THE HON'BLE SRI JUSTICE C.V. NAGARJUNA REDDY

WRIT PETITION No. 34529 of 1997

ORDER:-

None appears for the petitioner. Smt. N. Saraswathi for respondents.

This writ petition is filed questioning the proceedings of the 2nd respondent in transferring the petitioner from Sainikpuri to Neredmet as illegal and arbitrary.

The only grievance which has been sought to be made out by the petitioner in the affidavit filed in support of the writ petition is that while he was transferred on 16.12.1997 to Operation Section, Sainikpuri, within a few days i.e., on 19.12.1997 the said order was cancelled and he was posted to Neredmet and that having suffered in pursuance of the transfer order, he would again suffer hardship if he is transferred to some other place.

It is legally well-settled that transfer is an incident of service. No employee has any right to insist that he should be allowed to work at a particular place. Though the petitioner stated in the affidavit that there are two employee's unions and that his posting to Sainikpuri was to the dislike of APSE Employees Union

327, no material is produced to substantiate this allegation. Unless malafides are properly pleaded and proved, the proceedings transferring the petitioner cannot be invalidated.

The writ petition is therefore dismissed. No costs.

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C.V. NAGARJUNA REDDY, J

Date: 28.03.2007
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